



PATENT
Docket S-96306

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Rau et al) Group Art Unit:
Serial No. 09/759,781) Examiner:
Filing Date: January 16, 2001)
Title: Method and Apparatus for Extracting and)
Sequestering Carbon Dioxide)

Commissioner for Patents
Washington, D.C. 20231

CERTIFICATE OF MAILING

I hereby certify that this correspondence (Request to Correct Filing Date, USPS Delivery Status Sheet, Express Mail Label copy) is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to:
Commissioner for Patents, Washington, D.C. 20231.

on April 12, 2001
Date

Janet Rego
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Extracting and Sequestering)	
Carbon Dioxide)	

REQUEST TO CORRECT FILING DATE

Honorable Commissioner of Patents
Washington, D.C. 20231

Sir:

The subject patent application was deposited with the U.S. Postal Service (USPS) on 1/11/2001, and delivered to the USPTO by Express Mail Post Office to Addressee service on 1/12/2001. These dates are confirmed by the attached USPS Delivery Status sheet showing that the application was delivered to the USPTO on 1/12/2001, and signed for by M. Anderson, and a copy of the Express Mail label showing the 1/11/01 date-in by the USPS.

We have received a Notice to File Corrected Application Papers, dated 2/26/2001. On this Notice, the "Filing/Receipt Date" is shown as 1/16/2001. The basis for this filing date is unclear since it represents neither the date of deposit with the USPS, nor the date of receipt by the USPTO. It is believed that the application was filed consistent with the requirements of 37 C.F.R. § 1.10, and Manual of Patent Examining Procedures § 513. There was no indication that the application was deficient with respect to these

requirements, and thus we feel that the application should be accorded a filing date of 1/11/2001, which was the date of deposit with the USPS.

If the filing date of 1/16/2001 remains, we respectfully request clarification as to the basis for the filing date accorded. I may be contacted as shown below (pacific time zone).

Respectfully Submitted,

4-12-01

Date

Randall W. Chang

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Registration Number 40,946

(510)-637-1980